

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

City of Duluth,

Civil No. 09-2668 SRN/LIB

Plaintiff,

vs.

ORDER

Fond du Lac Band of Lake
Superior Chippewa,

Defendant.

Based upon the Report and Recommendation of United States Magistrate Judge Leo I. Brisbois, and after an independent review of the files, records and proceedings in the above-entitled matter, it is --

ORDERED:

1. The City's Motion to Compel Arbitration [Docket No. 165] is GRANTED;
2. A third arbitrator must be selected on or before May 18, 2011.
3. This case is **STAYED** pending arbitration.

DATED: May 13, 2011

s/ Susan Richard Nelson
Susan Richard Nelson
United States District Court Judge